

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|-------------|--|-----------------|----------------|
| Applicant:  | Kosugi et al.  | Examiner:       | Gabel, Gailene |
| Serial No.: | 10/546484  | Group Art Unit: | 1641           |
| Filed:      | March 16, 2006   | Docket No.:     | 20078.0027USWO |
| Title:      | <u>METHOD OF DIAGNOSING DISEASES RELATING TO ENDOMETRIOSIS</u> |                 |                |

DECLARATION UNDER 37 CFR §1.132

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

I, Kosuke Oikawa, hereby declare as follows:

1. I am a citizen of Japan residing at 1016-102 Kimiidera, Wakayama-shi, Wakayama 641-0012. I am an Assistant Professor at Wakayama Medical University.

2. I am named as a co-author of Journal of Pathology, Vol. 199, pp. 318-323 (13 January 2003).

3. I am one of the inventors for the invention disclosed and claimed in US Patent Application No. 10/546484.

4. Although Ms. Akemi Karneta, Mr. Keiichi Isaka, Mr. Masaomi Takayama and Mr. Kiyoshi Mukai are co-authors with me of Journal of Pathology, Vol. 199, pp. 318-323 (13 January 2003), they are not the co-inventors of the invention disclosed and claimed in US Patent Application No. 10/546484.

Ms. Akemi Karneta was named as a co-author of Journal of Pathology, Vol. 199, pp. 318-323 (13 January 2003) because Ms. Akemi Karneta simply acted at my behest or that of Mr. Tetsuya Ohbayashi or Mr. Masahiko Kuroda in the collection and preparation of the sample materials described in Journal of Pathology, Vol. 199, pp. 318-323 (13 January 2003).

Mr. Keiichi Isaka, Mr. Masaomi Takayama and Mr. Kiyoshi Mukai were named as co-authors in light of their role as supervising the overall efforts, but were not involved in the substantive aspects of the project.

Ms. Akemi Kameta, Mr. Keiichi Isaka, Mr. Masaomi Takayama and Mr. Kiyoshi Mukai did not have any role in the conception of the invention and did not invent the subject matter of US Patent Application No. 10/546484.

I declare under the penalty of perjury of the laws of the United States of America that the foregoing is true and correct to the best of my information and belief.

Signed this 18<sup>th</sup> of August 2009, at Wakayama, Japan



Kosuke OIKAWA